



PUBLIC NOTICE

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NEXTEL COMMUNICATIONS, INC. AND SPRINT CORPORATION
APPLICATIONS FOR TRANSFER OF CONTROL OF LICENSES AND AUTHORIZATIONS

NUMBERING RESOURCE UTILIZATION AND FORECAST (NRUF) REPORTS
AND LOCAL NUMBER PORTABILITY REPORTS PLACED INTO THE RECORD,
SUBJECT TO PROTECTIVE ORDER

WT Docket No. 05-63
CC Docket No. 99-200
CC Docket No. 95-116

The Commission is reviewing applications for the transfer of control of licenses and authorizations held by Nextel Communications, Inc. to Sprint Corporation (collectively, the “Applicants”) in WT Docket No. 05-63.¹ In addition to analyzing data submitted by the Applicants and other wireless telecommunications carriers in this proceeding, information contained in the Numbering Resource Utilization and Forecast (“NRUF”) reports filed by wireless telecommunications carriers and disaggregated, carrier-specific local number portability (“LNP”) data related to wireless telecommunications carriers are being examined.² These data, in conjunction with data currently in the record, may assist the Commission in assessing the competitive effects of the transaction.

On March 3, 2005, the Commission released a Public Notice stating that it would place, in the record of WT Docket No. 05-63, NRUF reports for all wireless carriers with data as of December 31, 2003, and as of June 30, 2004, and all LNP data for all wireless telecommunications carriers (*i.e.* wireless to wireless, wireless to wireline, and wireline to wireless ports) from the December 2003, June 2004, and

¹ Applications of Nextel Communications, Inc., and Sprint Corporation for Consent to Transfer Control of Licenses and Authorizations, ULS File No. 0002031766 et al. (filed February 8, 2005).

² Section 251 of the Communications Act grants the Commission jurisdiction over the North American Numbering Plan (“NANP”) and related telephone numbering issues. To better monitor the way numbering resources are used within the NANP and efficiently allocate NANP resources, the Commission requires telecommunications carriers to provide the Commission with a utilization report of their current inventory of telephone numbers and a five-year forecast of their numbering resource requirements. See *In the Matter of Numbering Resource Optimization, Report and Order and Further Notice of Proposed Rule Making*, 15 FCC Rcd 7574, 7578-79 ¶ 5 (2000).

December 2004 LNP databases that the Commission received from NeuStar, Inc.³ The purpose of this Public Notice is to announce that the Commission will also place the NRUF reports for all wireless telecommunications carriers for December 2004 in the record of WT Docket No. 05-63, subject to the provisions of the Protective Order previously entered.⁴

Pursuant to the Protective Order, interested persons who are not involved in competitive decision-making activities and who have signed the Acknowledgment of Confidentiality may review confidential information. We emphasize that persons seeking to review the NRUF or LNP data must have adequate protections in place prevent disclosure of this information. The Protective Order also provides persons who submitted confidential information five business days to object to the release of that information to a person who requests to review it. Because interested persons who wish to review the NRUF or LNP data will be seeking those data from the Commission rather than from the carriers themselves, thereby preventing the carriers from learning when a person seeks to review their confidential information, the Commission will not release the information until it has issued a further Public Notice listing the persons seeking access or otherwise notifying the affected wireless telecommunications carriers and giving the carriers five business days to object.

This action is taken pursuant to Sections 4(i) and 310(d) of the Communications Act of 1934, as amended, 47 U.S.C. §§ 154(i) and 310(d), Section 4 of the Freedom of Information Act, 5 U.S.C. § 552(b)(4), and authority delegated under Section 0.331 of the Commission's rules, 47 C.F.R. § 0.331, and is effective upon its adoption.

For further information, contact Louis Peraertz, Spectrum and Competition Policy Division, Wireless Telecommunications Bureau, at (202) 418-1879, Sara Mechanic, Spectrum and Competition Policy Division, Wireless Telecommunications Bureau, at (202) 418-0793, or Sanford Williams, Telecommunications Access Policy Division, Wireline Competition Bureau, at (202) 418-1508.

³ Nextel Communications and Sprint Corporation Seek FCC Consent to Transfer Control of Licenses and Authorizations, Numbering Resource Utilization and Forecast and Local Number Portability Data, Placed into the Record Pursuant to Protective Order, *Public Notice*, 20 FCC Rcd 4119, 4120-4122 (2005).

⁴ Applications for the Transfer of Control of Licenses and Authorizations from Nextel Services, Inc. and Its Subsidiaries to Sprint Corporation, *Protective Order*, Order (DA05-423), 20 FCC Rcd 3607 (2005).